

Adopted	Rejected
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COMMITTEE REPORT

YES:	9
NO:	0

MR. SPEAKER:

*Your Committee on Public Health, to which was referred House Bill 1292, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 2, line 5, delete "detailed".
- 2 Page 2, line 14, after "audit." insert "**This subdivision does not**
- 3 **prohibit audits during normal business hours of the pharmacy.**".
- 4 Page 2, line 17, delete "pharmacist who is licensed under this
- 5 article." and insert "**licensed pharmacist.**".
- 6 Page 2, line 26, delete "twelve" and insert "**twenty-four (24)**".
- 7 Page 2, line 27, delete "(12)".
- 8 Page 2, line 29, delete "payer." insert "**payer, and the pharmacy**
- 9 **must be permitted to resubmit electronically any claims disputed**
- 10 **by the audit. This subdivision does not limit the period for audits**
- 11 **under the Medicaid program that are conducted due to a federal**
- 12 **requirement.**".
- 13 Page 2, line 31, delete "seven (7)" and insert "**five (5)**".

- 1 Page 2, line 31, delete "month." and insert "**month without the**
- 2 **voluntary consent of the pharmacy. The consent may not be**
- 3 **mandated by a contract or any other means."**
- 4 Page 2, line 32, before "auditor" insert "**on-site**".
- 5 Page 2, line 33, after "recovered" delete "by the".
- 6 Page 2, line 34, delete "third party payer".
- 7 Page 2, line 35, delete "(a)".
- 8 Page 3, line 2, delete ", including".
- 9 Page 3, delete line 3.
- 10 Page 3, line 4, delete "made by an independent third party under
- 11 subsection (b),".
- 12 Page 3, run in lines 2 through 4.
- 13 Page 3, line 9, delete "filed under subsection (b), and insert "**filed,**".
- 14 Page 3, line 12, after "and" delete "each" and insert "**a**".
- 15 Page 3, delete lines 16 through 34.
- 16 Page 3, line 41, delete "(a)".
- 17 Page 4, delete lines 10 through 11.
- 18 Page 4, line 15, delete "Interest" and insert "**Except for audits**
- 19 **conducted under the Medicaid program, interest**".
- 20 Page 4, line 21, delete "by or on behalf of a state agency".
- 21 Page 4, line 22, after "or" insert "**alleged serious**".
- 22 Page 4, after line 27, begin a new paragraph and insert:
- 23 "SECTION 3. [EFFECTIVE JULY 1, 2009] **(a) Before November**
- 24 **1, 2009, the health finance commission (established by IC 2-5-23-3)**
- 25 **shall study and make recommendations concerning the following:**
- 26 **(1) Whether pharmacy audits conducted under IC 25-26-22**
- 27 **(as added by this act) should provide for an independent third**
- 28 **party appeal.**

1 **(2) If an independent third party audit is recommended, who**
2 **should pay the costs for the audit.**

3 **(b) This SECTION expires December 1, 2009."**

(Reference is to HB 1292 as introduced.)

and when so amended that said bill do pass.

Representative Brown C